

OFFICIAL GAZETTE



GOVERNMENT OF GOA

EXTRAORDINARY

GOVERNMENT OF GOA

Department of Panchayat Raj & Community
Development

Directorate of Panchayats

Order

30/3/DP-99

In order to simplify the procedure for the grant of permission for the construction of buildings, the Government is pleased to issue the following instructions for strict compliance of the Panchayats as well as the concerned authorities:—

1. Every person seeking permission for construction of building shall prepare four sets of building plans and drawings and submit the same to the Panchayats along with all the necessary documents as required by the Goa Daman & Diu Village Panchayats (Regulation of Buildings) Rules, 1971.

2. The Village Panchayat Secretary or any other person authorized by the Panchayat in this behalf shall acknowledge the applications. The Village Panchayat Secretary shall scrutinize the applications and place before the Sarpanch within 2 days from the date of receipt of the applications. In case the application is complete in all respect, the Sarpanch shall forward the plans and drawings to the Town Planner of the concerned Taluka in duplicate and simultaneously one set of plans and drawings to the Assistant Engineer of P. W. D./Technical Officer.

In case the application is incomplete, the Panchayat Secretary shall return the same to the Applicant within

a week with the directions to re-submit the application after complying with the observations raised by the Panchayat.

3. The Town Planner and the Technical Officer shall communicate their comments/views within 2 weeks from the date of receipt of the plans and drawings from the Panchayat.

4. The Town Planner shall scrutinize the plans and drawings and convey their comments on the following aspects:—

1. The area of the Plot.
2. The area allowed to be converted by the Dy. Collector.
3. The permissible FAR.
4. FAR proposed for construction.
5. Height of the Building.
6. Number of units allowed and their purpose.
7. Total built up area.
8. The area kept for car parking, open space etc.
9. Set-backs approved North, South, East and West.
10. Area of the existing structure, in case of reconstruction.
11. Access to the proposed construction.
12. Whether any traditional access or footpath are existing.
13. The zone in which the proposed construction falls and any other information which may be relevant.

In case the Town Planner fails to communicate its decision within two weeks it will be presumed that the Town Planner has no objection for the grant of permission.

5. The Technical Officer of Public Works Department shall scrutinize the plans and drawings and certify the R. C. C. drawings of the structure, cost of the building within 2 weeks. In case the Technical Officer fails to issue the necessary certificates, it will be presumed that

the plans and drawings submitted by the Applicant duly certified by the Architect/Engineer will be taken as correct.

6. The Panchayat on receipt of the report from the Town Planner and the Technical Officer shall place the matter before the meeting of the Panchayat Body and take appropriate decision within 2 weeks from the date of receipt of the report. In case of failure of receipt of the report from the Town Planner and or from the P. W. D., the Panchayat shall also take a decision on the application submitted by the Applicant. In any case the Panchayat shall communicate its decision within a period of 30 days from the date of receipt of the application by the Panchayat.

7. This order supercedes the Government order of even number dated 21-4-99.

8. This order comes into force with effect from 1st April, 2000.

By order and in the name of the Governor of Goa.

G. G. Kambli, Director of Panchayats & Ex-Officio Joint Secretary.

Panaji, 22nd March, 2000.

Notification

42/DP/PAN/Traffic/1999

Whereas the draft of the Goa Zilla Panchayat (Control of unwieldy traffic) Rules, 1999, was published as required by sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994), in the Official Gazette, Series I No. 30, dated 21-10-99 under Notification No. 42/DP/PAN/TRAFFIC/1999 dated 7-10-1999 of the Department of Panchayat Raj and Community Development, inviting objections and suggestions from all persons likely to be affected thereby before the expiry of fifteen days from the date of publication of the said Notification in the Official Gazette;

And Whereas the said Gazette was made available to the public on 21st October, 1999;

And Whereas no objections and suggestions have been received from the public on the said draft by the Government;

Now, Therefore, in exercise of the powers conferred by sub-section (2) of section 144 and section 146, read with sub-section (1) of section 240 of the Goa Panchayat

Raj Act, 1994 (Goa Act No. 14 of 1994), the Government of Goa hereby makes the following rules, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Zilla Panchayat (control of unwieldy traffic) Rules, 2000.

(2) They shall come into force at once.

2. *Definitions.*— In these rules, unless the context otherwise requires,—

(a) “Act” means the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994);

(b) “Vehicle” means a motor vehicle or vehicle as defined in clause (28) of section 2 of the Motor Vehicles Act, 1988 (Central Act No. 59 of 1988);

(c) Words and expressions used in these Rules and are not defined shall have the same meaning as assigned to them in the Act.

3. *Restrictions on use of road vested in the Zilla Panchayats.*— (1) Subject to the provisions of the Motor Vehicles Act, 1988 (Central Act No. 59 of 1988), the rules framed thereunder and the regulations framed by the Zilla Panchayats, the Zilla Panchayat, if satisfied that it is necessary in the interest of public safety or convenience, or because of the nature of any road or bridge, may by notification prohibit or restrict the use of the road vested in it subject to such exceptions and conditions as may be specified in such notification, also the driving of any vehicle or the use of trailers, either generally in a specified area or on a specified road.

(2) Whenever, any such prohibition or restriction on the use of road is imposed, the Zilla Panchayat shall cause appropriate traffic signs to be placed or erected at suitable places.

4. *Period of prohibition or restriction.*— Whenever any prohibition or restriction on the use of road under these rules is to remain in force for a period exceeding a month, the notification shall be published in the Official Gazette and wide publicity shall be given of such prohibition or restriction at least in two local newspapers.

5. *Discontinuation or closure of road.*— Whenever the Zilla Panchayat decides to divert/turn/discontinue/permanently close any road which is under the control and administration of, or is vested in the Zilla Panchayat, the Zilla Panchayat shall publish a notice of its proposal in form ‘A’ hereto in the Official Gazette inviting objections and shall take into consideration any objections received.

6. *Licence for use of the road.*— The Chief Executive Officer shall, subject to the provisions of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), the rules framed thereunder and also the regulations framed from time to time by the Zilla Panchayat, grant licence to use any road vested in the Zilla Panchayat for any vehicle.

FORM 'A'

(See rule 5)

Notice

Whereas it is necessary in the interest of the public safety/ convenience/because of nature of road/bridge (give reasons) to turn/divert/discontinue/permanently close, the road (give details such as name, location, etc. of the road) leading from to

Notice is hereby given to all the concerned to file their objections, if any, to the Chief Executive Officer within fifteen days from the date of publication of this notice in the Official Gazette.

All the objections, suggestions received within the specified time limit will be considered by the Zilla Panchayat and the objections/suggestions received beyond the period specified above shall not be taken into consideration.

Chief Executive Officer
Zilla Panchayat of

Place: Panaji-Goa.

Date:

By order and in the name of the Governor of Goa.

G. G. Kambli, Director of Panchayats and Ex-Officio
Joint Secretary.

Panaji, 16th March, 2000.